

BLAKELY SOKOLOFF TAYLOR & ZAFMAN

A LIMITED LIABILITY PARTNERSHIP INCLUDING LAW CORPORATIONS

TELEPHONE (503) 439-8778

FACSIMILE (503) 439-6073

WWW.BSTZ.COM

INTELLECTUAL PROPERTY LAW

PORTLAND OFFICE

SUITE 230
1925 NW AMBERGLEN PARKWAY
BEAVERTON, OR 97006

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RECEIVED

July 15, 2004

JUL 26 2004

OFFICE OF PETITIONS

John D. Russell, Ph.D.
KOLISCH HARTWELL, P.C.
200 Pacific Building
520 S.W. Yamhill Street
Portland, Oregon 97204

Re: U.S. Patent Application 09/823,448

RECEIVED

AUG 03 2004

Technology Center 2600

DECLARATION OF DEBORAH L. HIGHAM

Dear Sir:

I, Deborah L. Higham, having personal knowledge of the facts set forth herein, hereby declare as follows:

1. I am an Administrative Assistant to Paul A. Mendonsa of Blakely Sokoloff Taylor & Zafman LLP.
2. I transferred the above-referenced patent application and file jacket to Kolisch Hartwell, P.C. on October 13, 2003.
3. I have no record of receiving the October 21, 2003 action from the Patent & Trademark Office.
4. The docket record, attached as Exhibit A, should have an entry for the October 21, 2003 action if it had been received by Blakely Sokoloff Taylor & Zafman LLP.
5. Based on the docket record, I believe that Blakely Sokoloff Taylor & Zafman LLP did not receive the October 21, 2003 action.

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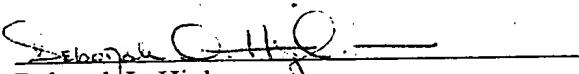
6. All documents received after October 13, 2003 from the Patent & Trademark Office have been sent to Kolisch Hartwell, P.C. at the following address:

Anna McCoy
KOLISCH HARTWELL, P.C.
200 Pacific Building
520 S.W. Yamhill Street
Portland, Oregon 97204

I hereby declare that all statements made herein by my own knowledge are true and that all statements made on information and belief are believed to be true.

Respectfully submitted,

Date: 15 July 2004


Deborah L. Higham

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, CA 90025-1026
(503) 439-8778